

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

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|--------------------|---|--------------------------------|
| DONALD THOMAS, JR. | § | |
| | § | |
| VS. | § | CIVIL ACTION NO. 4:13-cv-00855 |
| | § | |
| GC SERVICES, LP | § | JURY DEMAND |

JOINT STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Fed. R. Civ. P. 41(a)(1)(ii) and Rules of this Court, Plaintiff, DONALD THOMAS, JR., and Defendant, GC SERVICES, LP., stipulate, and the Court hereby orders, as follows:

1. DONALD THOMAS, JR. is the only plaintiff; GC SERVICES, LP is the only named defendant in this matter.
2. Plaintiff, DONALD THOMAS, JR., no longer wishes to pursue any of his claims and no longer wishes to pursue this lawsuit; therefore, Plaintiff, DONALD THOMAS, JR., hereby withdraws all pending motions for relief, including but not limited to motion for summary judgment [Doc. No. 19] and motion to reinstate [Doc. No. 22], and requests the Court to moves to dismiss, with prejudice, all of his claims against all parties. Defendant, GC Services, LP, who was served and made an appearance in this lawsuit, agrees to a dismissal with prejudice of all of Plaintiff's claims against all parties.
3. This case is not a class action, and a receiver has not been appointed.
4. This action is not governed by any statute of the United States that requires an order of the court for dismissal of this case.
5. Plaintiff, DONALD THOMAS, JR., has not dismissed an action based on or including the same claim or claims as those presented in this suit.

6. Plaintiff, DONALD THOMAS, JR., and Defendant, GC SERVICES, LP, respectfully request the Court to dismiss, with prejudice, this lawsuit, all parties, and all claims asserted against all parties in the above-captioned proceeding, pursuant to Fed. R. Civ. P. 41(a)(1)(ii).

7. Both sides to bear their own fees and costs.

Date: 26th August 2014

Respectfully Submitted By,

KROHN & MOSS, LTD.

By: /s/ Ryan Lee

Ryan Lee

CA State Bar No. 235879

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